

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JOSHUA SHUMAN, a minor by and through his mother and natural guardian, TERESA SHERTZER, and TERESA SHERTZER Plaintiffs,  
v.

PENN MANOR SCHOOL DISTRICT,  
PENN MANOR SCHOOL BOARD,  
GARY B. CAMPBELL, individually and as Superintendent of the Penn Manor School District,  
AND  
DONALD STEWART, individually and as Acting Superintendent of the Penn Manor School District,  
AND  
JANICE M. MINDISH, individually and as Principal of Penn Manor High School of the Penn Manor School District,  
AND  
BRIAN D. BADDICK, individually and as Assistant Principal of Penn Manor High School of the Penn Manor School District,  
AND  
PHILIP B. GALE, individually and as Dean of Students of Penn Manor High School of the Penn Manor School District,  
AND  
CAROLE FAY, individually and as a teacher and Agriculture Coordinator at Penn Manor High School of the Penn Manor School District,

Defendants.

CIVIL ACTION  
No. 02-CV-3594

(GARDNER)

**PLAINTIFFS' AMENDMENT TO TRIAL MEMORANDUM**

Plaintiffs, Joshua Shuman and Teresa Shertzer, by and through their undersigned counsel, file the within Amendment to Trial Memorandum. The purpose of the amendment is to add an Exhibit which was inadvertently omitted from Plaintiffs' Trial Memorandum. The following is the Exhibit which was omitted:

Respectfully submitted,

BY: /s/ Deirdre A. Agnew  
DEIRDRE A. AGNEW, ESQUIRE  
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DATE: February 11, 2004

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**CERTIFICATE OF SERVICE**

I, Deirdre A. Agnew, Esquire, hereby certify that on the 11<sup>th</sup> day of February, 2004, a true and correct copy of Plaintiffs' Amendment to Trial Memorandum, were served on Defendants or their counsel via first class, regular mail, postage prepaid, at the following address:

Ellis H. Katz, Esquire  
Jason R. Wiley, Esquire  
Sweet, Stevens, Tucker & Katz, LLP  
331 Butler Avenue  
P.O. Box 5069  
New Britain, PA 18901

BY: /s/ Deirdre A. Agnew  
DEIRDRE A. AGNEW, ESQUIRE